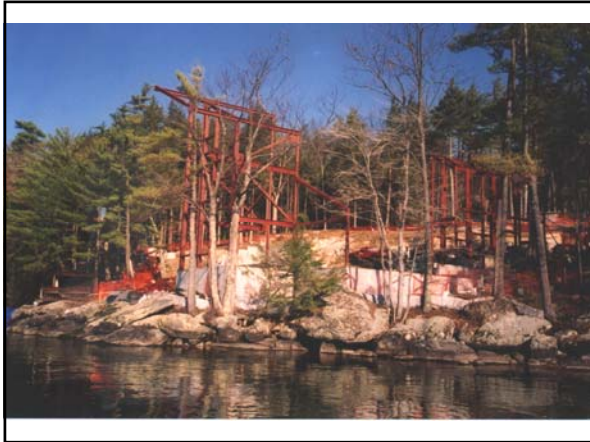


**The Comprehensive Shoreland Protection Act  
In  
Action**

Tourrettes Project, Wolfeboro





**The Comprehensive Shoreland Protection Act  
In  
Action**

Olsheskie Project, Meredith

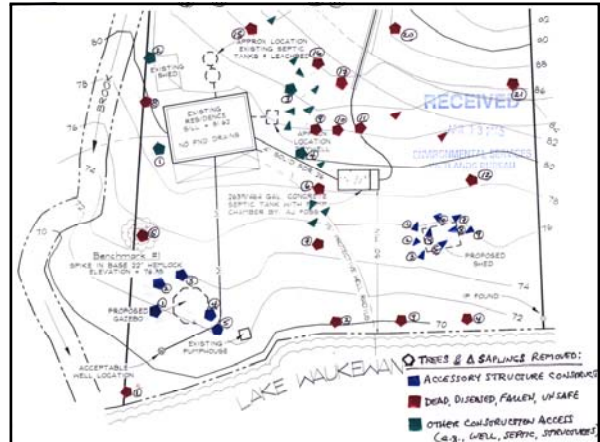












## **Comprehensive Shoreland Protection Act in Action**

### **Summary of Turrettes Project, Wolfeboro**

- The DES Wetlands Bureau received an application for modification of an existing boathouse and breakwater on April 13, 2005. Shortly thereafter the Conservation Commission filed a report recommending that DES inspect the property to determine if the removal of vegetation would violate the CSPA.
- A site inspection was conducted by DES and photos were taken but no vegetation had been removed and impacts were not “staked” on site.
- During an onsite meeting between DES staff and agents for the owner the primary building setbacks under the CSPA and town setbacks were discussed.
- The Agent contacted the Town Planner whether the Town or State had primacy with respect to maintaining the primary building setback. The Planner responded by outlining the Town’s setback requirements. The question of primacy was not answered.
- Throughout the summer 2002 complaints were received about a violation of the woodland buffer requirements on site.
- The site was re-inspected and the agent was advised on-site that they would be required to move the house back to meet the 50 ft setback. During a follow-up conference call between DES and representatives of the Applicant the project was discussed and the project was allowed to continue with the understanding that it resulted in no expansion of impacts within the primary building setback.
- A permit was issued for the boathouse on June 18, 2003. The impacts pertaining to the construction of the home were not considered or include in the permit as they were above the top of bank.
- On September 15, 2003 the Department received several complaints of the expansion of a non-conforming structure on the site.
- A subsequent field inspection was conducted and a Cease and Desist was issued. The Cease and Decease was later rescinded and on September 2, 2004, a letter clarifying the applicability of local primary building setbacks and the impacts to be considered during the review of Wetland impacts was issued by the Attorney General’s Office.

## **Comprehensive Shoreland Protection Act in Action**

### **Summary of Olsheskie Project, Meredith**

December 13, 2004	A Shoreland staff member met on site with the new property owners to discuss the requirements of the CSPA specifically pertaining to maintaining a natural woodland buffer.
January 2, 2005	The Wetlands Bureau receives a complaint of proposed cutting that would result in a violation of the CSPA.
January 3, 2005	A site inspection finds a significant number of trees on the property apparently marked for removal. After follow-up discussions the staff reaches the agreement that, since a pre-construction consult was done and no cutting has yet occurred no action should be taken.
March – April 2005	Throughout March and early April the Bureau received numerous complaints of excessive cutting on the frontage.
April 13, 2005	The owners submitted a comprehensive package explaining the cutting that had been done. Based on the information submitted and a subsequent site inspection it was determined that the cutting complied with the CSPA.